

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the device failed to bear adequate directions for use; and, Section 502 (f) (2), the labeling failed to bear such adequate warnings against unsafe dosage and methods and duration of administration and application, in such manner and form as are necessary for the protection of users.

Further misbranding, Section 502 (a), the following statements in the circulars accompanying the Minnesota device were false and misleading since the use of X-ray for removal of hair is not safe and may result in irreparable damage to the skin: "The Keat method of removing superfluous hair is not only * * * harmless, but it is * * * safest method known to science * * *. There is no case on record of the slightest injury ever having resulted from the treatment. The skin is left clean, clear, and unblemished as nature intended it to be and remains so forever afterward."

DISPOSITION: The Keat Salon of Minneapolis and Keat Salon, Inc., of St. Louis, appeared as claimants in the respective actions and filed answers denying that the devices were misbranded. Thereafter, upon application of the claimants, the actions were removed and consolidated for trial in the Northern District of Indiana.

On April 6, 1950, the claimants having withdrawn their claims and answers, judgments of forfeiture were entered and the court ordered that the devices be delivered to a United States Government Hospital, on condition that the devices be recalibrated and modified in accordance with the directions and suggestions of the Federal Security Agency.

✓ **DRUG ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH**

✓ **2994. Adulteration of Geo-Mineral. U. S. v. 89 Bottles * * * (and 18 other seizure actions).** (F. D. C. Nos. 27062, 27063, 27071, 27074, 27089, 27097, 27120 to 27122, incl., 27128, 27130, 27202, 27203, 27231, 27241, 27263, 27318, 27383, 27392. Sample Nos. 5234-K, 5235-K, 5764-K, 19334-K, 19852-K, 19853-K, 25692-K, 25852-K, 25853-K, 29274-K, 29275-K, 36730-K, 36732-K, 36734-K, 41045-K, 41063-K, 41920-K, 449185-K, 449186-K, 51655-K, 58024-K, 58029-K.)

LIBELS FILED: Between April 26 and June 17, 1949, District of Minnesota, Northern District of Ohio, Middle District of Tennessee, Northern District of Illinois, Southern District of Iowa, District of Colorado, District of Oregon, District of Montana, District of Maine, District of Arizona, and District of Massachusetts.

ALLEGED SHIPMENT: Between the approximate dates of October 28, 1948, and April 21, 1949, by Vi-Jon Laboratories, Inc., from St. Louis, Mo.

PRODUCT: 7,767 3-ounce bottles of *Geo-Mineral* at Minneapolis and St. Paul, Minn., Cleveland and Lima, Ohio, Nashville, Tenn., Chicago, Ill., Des Moines, Iowa, Denver and Pueblo, Colo., Portland and Medford, Oreg., Butte and Missoula, Mont., Portland, Maine, Phoenix, Ariz., and Boston, Mass. Examination showed that the product was a water solution of ferric sulfate and was contaminated with mold.

LABEL, IN PART: "Geo-Mineral * * * Sole Distributor Geo-Mineral Company, St. Louis 1, Mo."

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of mold.

DISPOSITION: Between June 29 and September 8, 1949. Default decrees of condemnation and destruction.

2995. Adulteration of Geo-Mineral. U. S. v. 72 Bottles * * * (and 19 other seizure actions). (F. D. C. Nos. 27072, 27098, 27119, 27125, 27236, 27268, 27273 to 27275, incl., 27288 to 27290, incl., 27299, 27305, 27308, 27382, 27398, 27399, 27471, 27655. Sample Nos. 1449-K, 1450-K, 1453-K, 1465-K, 1467-K, 1563-K, 1841-K, 1842-K, 3281-K, 5238-K, 19336-K, 44289-K, 44294-K, 44300-K, 47606-K, 51572-K, 51807-K, 56066-K, 63681-K, 64313-K.)

LIBELS FILED: Between April 26 and July 20, 1949, Northern and Southern Districts of Ohio, Eastern and Western Districts of Virginia, District of Maine, Western District of South Carolina, Middle and Western Districts of North Carolina, Southern District of Florida, Eastern District of Tennessee, District of Kansas, and District of North Dakota.

ALLEGED SHIPMENT: Between February 1949, and May 12, 1949, from Atlanta, Ga., and St. Louis, Mo., by the Geo-Mineral Co.

PRODUCT: 6,132 bottles of *Geo-Mineral* at Akron, Cincinnati, and Columbus, Ohio; Norfolk and Roanoke, Va.; Portland, Maine; Greenville and Spartanburg, S. C.; Charlotte and Greenboro, N. C.; Miami and Jacksonville, Fla.; Knoxville, Tenn.; Wichita, Kans.; and Bismarck, N. Dak.

Examination showed that the product was a water solution of ferric sulfate and was contaminated with mold.

LABEL, IN PART: "Geo-Mineral 3 Fluid Ounces Net Contents."

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of mold.

DISPOSITION: Between June 29 and November 7, 1949. Default decrees of condemnation and destruction.

2996. Adulteration and misbranding of Geo-Mineral. U. S. v. 538 Bottles * * * (F. D. C. No. 27221. Sample No. 50602-K.)

LIBEL FILED: May 20, 1949, Eastern District of Washington.

ALLEGED SHIPMENT: On or about March 25 and 29, 1949, by Vi-Jon Laboratories, Inc., from St. Louis, Mo.

PRODUCT: 538 3-ounce bottles of *Geo-Mineral* at Yakima, Wash., in the possession of Payless Drug. Analysis showed that the product was a water solution of ferric sulfate and was contaminated with mold.

LABEL, IN PART: "Geo-Mineral * * * Sole Distributor Geo-Mineral Company St. Louis 1, Mo."

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of mold. The article was adulterated when introduced into and while in interstate commerce.

Misbranding, Section 502 (a), certain statements in the labeling of the article, namely, in the newspaper advertisement which was on display with the article, were false and misleading. The statements represented and suggested that the article was effective in the treatment of stomach ailments, weak kidneys, rheumatic pains, arthritis, neuritis, headaches, nervousness, toxins, bloating, lack of vitality and energy, poor appetite, underweight, dizzy